

PATENT APPLICATION

In re application of

Docket No: Q81056

Hideo WATANABE, et al.

Appln. No.: 10/822,853

Group Art Unit: 2655

Confirmation No.: 2654

Examiner: NOT YET ASSIGNED

Filed: April 13, 2004

For:

RECORDING MEDIUM APPARATUS AND RECORDING MEDIUM EJECTION

METHOD

STATEMENT UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

SUGHRUE MION, PLLC Telephone: (202) 293-7060

Facsimile: (202) 293-7860

WASHINGTON OFFICE 23373 CUSTOMER NUMBER

Date: September 13, 2004

Respectfully submitted,

Registration No. 23,063

PATENT APPLICATION

THE UNITED STATES PATENT AND TRADEMARK OFFICE

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<u>INFORMATION DISCLOSURE STATEMENT</u> <u>UNDER 37 C.F.R. §§ 1.97 and 1.98</u>

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents, other than any U.S. patents and patent publications, is submitted herewith. Also, enclosed is a European Office Action in a corresponding European Patent Application, citing the references enclosed with this IDS.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/822,853

Attorney Docket No.: Q81056

filing a request for continued examination (RCE) under §1.114, and therefore, no Statement

under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required. Nevertheless, since a

statement can be made, a statement is submitted herewith.

The submission of the listed documents is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicants do not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue

Respectfully submitted,

Registration No. 23,063

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any

overpayments to said Deposit Account. A duplicate copy of this paper is attached.

SUGHRUE MION, PLLC

Telephone: (202) 293-7060

Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: September 13, 2004

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SEP 1 3 2004

Substitute for Form 1449 A & B/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet	1	of	1

Complete if Known				
Application Number	10/822,853			
Confirmation Number	2654			
Filing Date	April 13, 2004			
First Named Inventor	Hideo WATANABE			
Art Unit	2655			
Examiner Name	NOT YET ASSIGNED			
Attorney Docket Number	Q81056			

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number		Publication Date	
		Number	Kind Code ² (if known)	MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		US 5,631,882	Α	5/20/1997	Mascenik
		US 5,761,503	Α	6/2/1998	Fisher
		US 5,794,244	Α	8/11/1998	Brosch et al.
		US 6,134,192	Α	10/17/2000	Gorzelski et al.
		US 5,854,776	Α	12/29/1998	Sakiyama
		US			

FOREIGN PATENT DOCUMENTS						
Examiner Cite	Foreign Patent Document			Publication Date	Name of Patentee or	
No.1	Country Code ³	Number ⁴	Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation ⁶
			-			
	Cite No. ¹	No.1 Country	Cite Foreign Patent Documents No. 1 Country No. 1	Cite No. 1 Country No. 1 4 Kind Code 5	Cite No. 1 Country No. 1 4 Kind Code MM-DD-YYYY	Cite No. 1

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*			. Translation ⁶	
			 -	

Examiner Signature	 Date Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ³Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to indicate here if English language Translation is attached.